

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JULIAN ARZATE TELLO,
Plaintiff,
v.
CITY OF FREMONT, et al.,
Defendants.


Case No. 18-cv-04944-VC

**ORDER DISMISSING CASE WITH
PREJUDICE**

Following service of the statement noting the death of plaintiff Julian Tello on September 28, 2018, the parties or Tello's successor had 90 days to file a motion for substitution. *See* Fed. R. Civ. P. 25(a)(1); *see also* Dkt. No. 18. Because neither has done so, the case is now dismissed with prejudice. The Clerk of Court is directed to close the case.

IT IS SO ORDERED.

Dated: January 3, 2019



VINCE CHHABRIA
United States District Judge